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6 IN THE UNITED STATES DISTRICT COURT

7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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9 CAPITOL RECORDS, INC., et al.

10 Plaintiffs, No. C 07-04114 JSW

11 v.

12 JOHN DOE,

**ORDER GRANTING *EX PARTE*  
APPLICATION FOR LEAVE TO  
TAKE IMMEDIATE DISCOVERY**

13 Defendant.

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15 Upon the Plaintiffs' *Ex Parte* Application for Leave to Take Immediate Discovery, the  
16 Declaration of Carlos Linares, and the accompanying Memorandum of Law, it is hereby:

17 ORDERED that Plaintiffs may serve immediate discovery on Stanford University to  
18 obtain the identity of Defendant John Doe ("Defendant") by serving a Rule 45 subpoena that  
19 seeks documents that identify Defendant, including the name, current (and permanent) address  
20 and telephone number, e-mail address, and Media Access Control addresses for Defendant.  
21 The disclosure of this information is pursuant to 20 U.S.C. § 1232g(b)(2)(B).

22 IT IS FURTHER ORDERED that if and when Stanford University is served with a  
23 subpoena, it shall, within five business days, give written notice to the subscribers whose  
24 identities are to be disclosed in response to the subpoena. Such written notice may be achieved  
25 by messages sent by electronic email. If Stanford University and/or any defendant wishes to  
26 move to quash the subpoena, that party shall do so before the return date.

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1 IT IS FURTHER ORDERED THAT any information disclosed to Plaintiffs in response  
2 to the Rule 45 subpoena may be used by Plaintiffs solely for the purpose of protecting  
3 Plaintiffs' rights under the Copyright Act.

4 **IT IS SO ORDERED.**

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6 Dated: October 2, 2007  
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*Jeffrey S. White*  
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10 JEFFREY S. WHITE  
11 UNITED STATES DISTRICT JUDGE  
12 by Hon. Phyllis J. Hamilton  
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